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Attorneys for Federal Defendants  
United States Army National Guard (California);  
Battery S, 143<sup>rd</sup> Field Artillery

UNITED STATES DISTRICT COURT  
NORTHERN DIVISION OF CALIFORNIA  
SAN FRANCISCO DIVISION

SHANNON O. MURPHY,  
Plaintiff,

vs.

UNITED STATES ARMY NATIONAL GUARD  
(CALIFORNIA); BATTERY S, 143<sup>RD</sup> FIELD  
ARTILLERY,  
Defendant

Case No. 08-0763 <sup>PSH</sup>~~EMC~~

**DECLARATION OF DAVID L. KAUFFMAN, LIEUTENANT COLONEL,  
DEPUTY STAFF JUDGE ADVOCATE, CALIFORNIA ARMY NATIONAL GUARD  
(27 USC 1746)**

I, DAVID L. KAUFMAN, am the Deputy Staff Judge Advocate in the California Army National Guard  
(CA ARNG) and attest to the following:

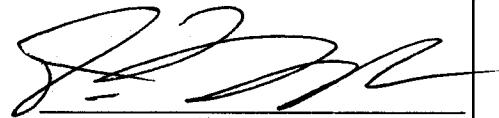
1. I am a Lieutenant Colonel in the California Army National Guard. I am a licensed attorney in  
the State of California, and am the Deputy Staff Judge Advocate at the State Headquarters for the  
California Army National Guard.

1           2. To the best of my knowledge there has been no administrative claim filed by Shannon O.  
2 Murphy in the above captioned matter through the administrative claims office or the Office of the Staff  
3 Judge Advocate naming the California Army National Guard, Battery S, 143<sup>rd</sup> Field Artillery.

4           3. As a supervisor for the initial intake claims personnel at the Office of The Staff Judge  
5 Advocate for The California National Guard, if such a claim were filed, I would have been aware of this  
6 fact. In an abundance of caution, I also researched our claims files and confirmed that such a claim was  
7 never filed.

8           4. I declare under the penalty of perjury that the foregoing is true and correct.

9  
10 Executed this day, February 10, 2008



David L. Kauffman  
Lieutenant Colonel  
Deputy Staff Judge Advocate

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that she is an employee of the Office of the United States Attorney for the Northern District of California and is a person of such age and discretion to be competent to serve papers. The undersigned further certifies that she is causing a copy of the following:

**Declaration of David L. Kauffman**

to be served this date upon the party in this action by placing a true copy thereof in a sealed envelope, and served as follows:

- ☒ FIRST CLASS MAIL by placing such envelope(s) with postage thereon fully prepaid in the designated area for outgoing U.S. mail in accordance with this office's practice.
- ☐ CERTIFIED MAIL (# ) by placing such envelope(s) with postage thereon fully prepaid in the designated area for outgoing U.S. mail in accordance with this office's practice.
- ☐ PERSONAL SERVICE (BY MESSENGER)
- ☐ FEDERAL EXPRESS via Priority Overnight
- ☐ EMAIL
- ☐ FACSIMILE (FAX)

to the party(ies) addressed as follows:

Shannon O. Murphy, Pro Se  
General Delivery  
El Cerrito, CA 94530  
PH: 510.219.9180

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed this March 4, 2008 at San Francisco, California.

/s/  
LILY HO-VUONG  
Legal Assistant